

**Question for written answer E-005743/2020
to the Commission**

Rule 138

Krzysztof Jurgiel (ECR)

Subject: Failure to introduce equal and non-discriminatory direct payments for farmers from EU Member States in the MFF for 2021-2027

The European Parliament is in the process of finalising the reform of the common agricultural policy after 2020. This is yet another reform of the CAP which does not satisfy the demands for compensation for the unfair and discriminatory distribution of funds intended for direct payments to farmers affecting certain Member States, including Poland.

The proposed system of measures maintains the grossly unfair differences in the level of payments, in breach of the principle of non-discrimination between EU citizens (farmers) on the basis of nationality (Article 18 TFEU) and, moreover, infringes the prohibition of discrimination between producers within the Union (Article 40(2) TFEU). Under Union law, differences between agricultural regions, and not differences between Member States, may be taken into account when formulating the Common Agricultural Policy (Article 39(2)(a) TFEU).

The injustice of this system has been highlighted on several occasions by the European Parliament in its resolutions of 2008 (Capoulas-Santos report), 2010 (Lyon report) and 2011 (Dess report).

All farmers in the EU must meet the same standards and face similar challenges, and yet they do not receive the same resources for doing so.

In view of the foregoing, why is the Commission once again violating Articles 18, 40(2), 39(2)(a) of the Treaty on the Functioning of the European Union when setting payment rules?